

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JUAN MARTINEZ,

Petitioner,

v.

SGT. B. JONES, et al.,

Defendants.

NO. 3:12-CV-1547

(JUDGE CAPUTO)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW, this 7th day of September, 2016, **IT IS HEREBY ORDERED** that:

- (1) Magistrate Judge Carlson's Report and Recommendation (Doc. 51) is **ADOPTED in its entirety**.
- (2) Defendants' motion for summary judgment is **DENIED** as to the plaintiff's claims of excessive force brought against Defendants Jones, Ayres, Arbogast, Simpson, Long, Kinsey and Cooksey.
- (3) Defendants' motion for summary judgment is **GRANTED** as to all other claims, which are **DISMISSED with prejudice**.
- (4) The matter is **RECOMMITTED** to Magistrate Judge Carlson.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge